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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

OFELIA TRINIDAD TOSCANO, an
Individual,

Case No.: 2:17-cv-2302

Plaintiff,
vs.

**Stipulation and Order to Extend Discovery
(First Request)**

CARDENAS MARKETS, INC., a foreign
corporation, DOES I through X, inclusive; and
ROE BUSINESS ENTITIES XI through XX,
inclusive,

Defendants.

The parties stipulate to extend discovery and request an amended scheduling order.

I. LR 6-1 is satisfied.

This is the parties' first request for extension. The parties request this extension to provide additional time to gather medical records Ms. Trinidad-Toscano alleges are related to her fall. Medical record authorizations were provided to Cardenas, however medical providers have been slow to respond.

II. LR 26-4 is satisfied

Initial expert disclosures are presently due December 28. However, the slow response of medical providers delays Cardenas' ability to meaningfully prepare for Plaintiff's deposition and expert witness disclosures. Although this stipulation is submitted within 21 days of the deadline it seeks to extend, the parties assert good cause supports the extension because this is a personal injury lawsuit. Ms. Trinidad-Toscano's medical records are vital both to her claim and

1 Cardenas' potential defenses. The parties cannot make informed decisions about the necessity of
2 medical experts or the potential scope of damages without the records. Meaningful settlement
3 discussions also cannot occur without this information. It is for these reasons good cause to
4 extend discovery exists.

5 Both parties have served initial Rule 26(a) disclosures and responded to written
6 discovery. Discovery remaining to be completed includes additional written discovery,
7 depositions of parties and witnesses, expert disclosures and more.

8 **III. Current and proposed schedule for completing discovery.**

	Current Schedule	Proposed Schedule
Motions to add parties and amend pleadings	November 28, 2017	Closed
Initial expert disclosures and interim status report	December 28, 2017	February 28, 2018
Rebuttal expert disclosures	January 26, 2018	March 30, 2018
Close of Discovery	February 26, 2018	April 27, 2018
Dispositive motions	March 28, 2018	May 29, 2018
Pre-Trial Order	April 27, 2018	June 29, 2018

DATED this 20 th day of December, 2017. WILSON ELSER MOSKOWITZ EDELMAN & DICKER LLP <u>/s/ Michael P. Lowry</u> MICHAEL P. LOWRY, ESQ Nevada Bar No. 10666 300 South Fourth Street, 11 th Floor Las Vegas, Nevada 89101-6014 Tel: 702.727.1400/Fax: 702.727.1401 Attorneys for Cardenas Markets, Inc.	DATED this 20 th day of December, 2017. CHRISTIANSEN LAW OFFICES <u>/s/ Keely A. Perdue</u> KEELY A. PERDUE, ESQ. Nevada Bar No. 13931 810 South Casino Center Blvd., Suite 104 Las Vegas, Nevada 89101 Tel: 702.240.7979/Fax: 866.412.6992 Attorneys for Plaintiff
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23 IT IS SO ORDERED.
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26 _____
27 UNITED STATES MAGISTRATE JUDGE
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DATED: December 22, 2017

CERTIFICATE OF SERVICE

Pursuant to FRCP 5, I certify that I am an employee of Wilson Elser Moskowitz Edelman & Dicker LLP, and that on December 20, 2017, I served the **Stipulation and Order to Extend Discovery (First Request)** via electronic means by operation of the Court's electronic filing system, upon each party in this case who is registered as an electronic case filing user with the Clerk.

BY: /s/ Michael P. Lowry
An Employee of WILSON ELSER MOSKOWITZ
EDELMAN & DICKER LLP